

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

IN RE	*	BKRTCY. NO. 15-09413 MCF
EDUARDO ORTIZ MALDONADO	*	CHAPTER 13
LUZ VIOLETA NIEVES QUIÑONES	*	
<u>DEBTORS</u>		

**NOTICE OF FILING OF AMENDED CHAPTER 13 PLAN
AND CERTIFICATE OF SERVICE**

TO THE HONORABLE COURT:

COME NOW, **EDUARDO ORTIZ MALDONADO and LUZ VIOLETA NIEVES QUIÑONES**, debtors in the above captioned case, through the undersigned attorney and very respectfully state and pray as follows:

1. The debtors are hereby submitting an amended Chapter 13 Plan, dated May 13, 2016, herewith and attached to this motion.

2. This amended Plan is filed to provide for the correct amount owed on the pre-petition mortgage loan arrears (\$3,192.14) pursuant to Scotiabank's POC #1-1, include the correct amount owed to Oriental Bank POC #2-1 (car loan) to be paid in full through the Plan, and increase the proposed Plan base to \$16,125 to cure the "insufficiently funded" issue raised by the Trustee (dkt #14), in the above captioned case.

I CERTIFY, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, and all CM/ECF participants; I also certify that a copy of this notice was sent via regular mail to the debtor and to all creditors and interested parties appearing in the master address list, hereby attached.

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 13th day of May, 2016.

/s/Roberto Figueroa Carrasquillo
USDC #203614
RFIGUEROA CARRASQUILLO LAW OFFICE PSC
ATTORNEY FOR PETITIONER
PO BOX 186 CAGUAS PR 00726
TEL NO 787-744-7699 FAX 787-746-5294
Email: rfigueroa@rfclawpr.com

United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No. **3:15-bk-9413**

ORTIZ MALDONADO, EDUARDO & NIEVES QUINONES, LUZ VIOLETA

Debtor(s)

Chapter **13**

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☐ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____		<input checked="" type="checkbox"/> AMENDED PLAN DATED: 5/13/2016	
<input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION		Filed by: <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other	
I. PAYMENT PLAN SCHEDULE		II. DISBURSEMENT SCHEDULE	
<div><div>\$ <u>120.00</u> x <u>9</u> = \$ <u>1,080.00</u></div><div>\$ <u>295.00</u> x <u>51</u> = \$ <u>15,045.00</u></div><div>\$ _____ x _____ = \$ _____</div><div>\$ _____ x _____ = \$ _____</div><div>\$ _____ x _____ = \$ _____</div><div>TOTAL: \$ <u>16,125.00</u></div></div>		<div>A. ADEQUATE PROTECTION PAYMENTS OR \$ _____</div> <div>B. SECURED CLAIMS:</div> <div><input type="checkbox"/> Debtor represents no secured claims.</div> <div><input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows:</div> <div>1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS:</div> <div>Cr. <u>Scotiabank De Puert</u> Cr. _____</div> <div># <u>14240794</u> # _____</div> <div>\$ <u>3,192.14</u> \$ _____</div> <div>2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims:</div> <div>Cr. <u>Oriental Bank</u> Cr. _____</div> <div># <u>961822604800001</u> # _____</div> <div>\$ <u>4,471.50</u> \$ _____</div> <div>3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL:</div> <div>Cr. _____ Cr. _____</div> <div># _____ # _____</div> <div>\$ _____ \$ _____</div> <div>4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder:</div> <div>5. <input type="checkbox"/> Other: _____</div> <div>6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to:</div> <div><u>Caribbean Refrescos</u> <u>Scotiabank De Puert</u></div> <div>C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.</div> <div>11 U.S.C. § 507 and § 1322(a)(2)</div> <div>D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims.</div> <div>1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____</div> <div><input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____</div> <div>Cr. _____ Cr. _____ Cr. _____</div> <div># _____ # _____ # _____</div> <div>\$ _____ \$ _____ \$ _____</div> <div>2. Unsecured Claims otherwise receive PRO-RATA disbursements.</div>	
<div>Additional Payments:</div> <div>\$ _____ to be paid as a LUMP SUM</div> <div>within _____ with proceeds to come from:</div> <div><input type="checkbox"/> Sale of Property identified as follows:</div> <div>_____</div> <div><input type="checkbox"/> Other:</div> <div>_____</div> <div>Periodic Payments to be made other than, and in addition to the above:</div> <div>\$ _____ x _____ = \$ _____</div>			
PROPOSED BASE: \$ <u>16,125.00</u>			
III. ATTORNEY'S FEES (Treated as § 507 Priorities)			
Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ <u>2,888.00</u>			
Signed: <u>/s/ EDUARDO ORTIZ MALDONADO</u> Debtor			
<u>/s/ LUZ VIOLETA NIEVES QUINONES</u> Joint Debtor			
		<div>OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)</div> <div>**Tax refunds will be devoted each year, as periodic payments, to the plan's funding until plan completion. The plan shall be deemed modified by such amount, without the need of further Court order. The debtor(s) shall seek court's authorization prior any use of funds.</div> <div>* "Any excess over \$1,200.00 from debtor's Christmas Bonus will be devoted each year to the plan's funding until completion. The plan shall be deemed modified by such amount, without the need of further Court order. The debtor shall seek court's authorization prior any use of funds".</div> <div>* Debtors to provide ADEQUATE PROTECTION PAYMENTS to Oriental Bank through the Trustee in the sum \$120 per month until confirmation.</div> <div>* Debtor to provide auto insurance (Eastern America Insurance Company) upon maturity to Oriental Bank through Chapter 13 Plan.</div>	

Attorney for Debtor **RFigueroa Carrasquillo Law Office PSC**

Phone: **(787) 744-7699**

Label Matrix for local noticing
0104-3
Case 15-09413-MCF13
District of Puerto Rico
Old San Juan
Fri May 13 13:41:30 AST 2016

(p)ORIENTAL BANK AND TRUST
PO BOX 195115
SAN JUAN PR 00919-5115

SCOTIABANK DE PUERTO RICO
FORTUNO & FORTUNO FAS
PO BOX 9300
SAN JUAN, PR 00908-0300

US Bankruptcy Court District of P.R.
Jose V Toledo Fed Bldg & US Courthouse
300 Recinto Sur Street, Room 109
San Juan, PR 00901-1964

Caribbean Refrescos, Inc.
Merrill Lynch
PO Box 11999
Cidra, PR 00739-1999

Citifinancial
605 Munn Road
Fort Mill, SC 29715-8421

Claro
Po Box 360998
San Juan, PR 00936-0998

DTOP
PO Box 41269 MINILLAS STATION
SAN JUAN, PR 00940-1269

Luis Ricardo Rivera Santos, Esq.
Ave, Pino H-23 Villa Turabo
Caguas, PR 00725-6146

MIDLAND CREDIT MANAGEMENT, INC. AS AGENT FOR
MIDLAND FUNDING LLC
PO BOX 2011
WARREN, MI 48090-2011

Midland Funding
2365 Northside Drive
San Diego, CA 92108-2709

Ocean Park Finance
Puerto Rico LLC
PO Box 743050
Atlanta, GA 30374-3050

Ocean Park Finance Puerto Rico LLC
Account #: 500134-150508
B5 Tabonuco Street (Ste 216) Pmb 303
Guaynabo, PR 00968-3029

Operating Partners CO LLC
PO Box 194499
San Juan, PR 00919-4499

Oriental Bank
PO Box 1952
Humacao, PR 00791

Scotiabank De Puerto Rico
290 Jesus T Pinero Ave
Hato Rey, PR 00919

Synchrony Bank
c/o of Recovery Management Systems Corp
25 S.E. 2nd Avenue, Suite 1120
Miami, FL 33131-1605

Synchrony Bank / JCPenny
2365 Northside Drive
San Diego, CA 92108-2709

ALEJANDRO OLIVERAS RIVERA
ALEJANDRO OLIVERAS CHAPTER 13 TRUS
PO BOX 9024062
SAN JUAN, PR 00902-4062

EDUARDO ORTIZ MALDONADO
URB SAN RAFAEL
E-5 3 STREET
CAGUAS, PR 00725-4683

LUZ VIOLETA NIEVES QUINONES
URB SAN RAFAEL
E-5 3 STREET
CAGUAS, PR 00725-4683

MONSITA LECAROS ARRIBAS
OFFICE OF THE US TRUSTEE (UST)
OCHOA BUILDING
500 TANCA STREET SUITE 301
SAN JUAN, PR 00901

ROBERTO FIGUEROA CARRASQUILLO
PO BOX 186
CAGUAS, PR 00726-0186

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

ORIENTAL BANK
ENRIQUE NASSAR RIZEK & ASSOCIATES
PO BOX 191017
SAN JUAN, PR 00919

(d)ORIENTAL BANK
ANGEL M. VAZQUEZ BAUZA
PO BOX 191017
SAN JUAN PR, 00919-1017

End of Label Matrix
Mailable recipients 22
Bypassed recipients 0
Total 22